

**IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Criminal Misc. Application No. 616 of 2001
(Old No. 7339 of 1988)**

Jeet Singh
S/o Sri Amar Singh
R/o Village – Haripur, Phoot Kuwan
Police Station – Haldwani
District – Nainital ... Applicant

Versus

1. State of Uttaranchal
2. Santok Singh S/o Sri Gulab Singh
R/o Opposite A.D.M. Court, Haldwani
Nainital
3. Iqbal Singh S/o Sri Gulab Singh
R/o Opposite A.D.M. Court, Haldwani
Nainital
4. Surjeet Singh
5. Gurubachan Singh
both S/o Sri Gulab Singh
R/o Soni Sweet House, Gali of Ram Lila Ground
Police Station – Haldwani
District – Nainital
6. Joginder Singh S/o Ram Singh
7. Santok Singh S/o Jeet Singh
8. Ranbir Singh S/o Dhoom Singh
Sl. No. 6 to 8 R/o Village Haripur Phoot Kuwan
Police Station – Haldwani,
District – Nainital ... Opp. Parties

Sri R.C. Kandpal, learned counsel for the applicant.
Shri G.S. Sandhu, learned A.G.A. for the State.

Hon'ble B.C. Kandpal, J.

Case called out. None has appeared on behalf of the
either parties. Learned A.G.A. is present.

The report of the process server shows that the sole
petitioner Jeet Singh has died.

The record shows that the proceedings were initiated
u/s 145 Cr.P.C. and ultimately learned S.D.M. was pleased

to observe that both the parties should approach to the competent court for adjudication of their rights. This order was challenged by way of revision before the court of Sessions, and learned Sessions Judge dismissed that revision. Against the dismissal of the revision, the petitioner has approached to the High Court by way of this petition u/s 482 Cr.P.C.

I do not find any abuse of process of court and serious miscarriage of justice in the judgment and order passed by the court below.

The petition is accordingly dismissed.

(B.C. Kandpal, J.)

21st April, 2005
Shiv